DOCKET NO.: T0520.70001US00

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Korane, et al.

Serial No:

10/629,349

Confirmation. No.:

6347

Filed:

July 28, 2003

For:

DRY ERASE SURFACE

Examiner:

Not yet assigned

Art Unit:

1774

## **CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 370 day of May, 2004.

Elyse B. Pino

Commissioner For Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Transmitted herewith are the following documents:

[X] Information Disclosure Statement

[X] PTO Form 1449 with cited references

[X] Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

Serial No.: 10/629,349

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Page 2 of 2

A check is not enclosed. If a fee is required, the Commissioner is hereby authorized to charge Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted, Korane, et al., Applicants

By:

Stephen R. Pinch, Reg. No.: 42,534 Randy J. Pritzker, Reg. No.: 35,986 Wolf, Greenfield & Sacks, P.C.

600 Atlantic Avenue

Boston, Massachusetts 02210-2211

Telephone: (617)720-3500

Docket No. T0520.70001US00

Date: 05/3/04

**xNDDx** 

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Elyse B. Pin

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# STATEMENT FILED PURSUANT TO THE DUTY OF DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

# PART I: Compliance with 37 C.F.R. §1.97

This Information Disclosure Statement has been filed before the mailing date of a first Office Action on the merits in the above-identified case.

No fee or certification is required.

Serial No.: 10/629,349 - 2 - Art Unit: Not yet assigned

#### PART II: Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

The Applicant hereby makes the following additional information of record in the above-identified application.

The Applicant would like to bring to the Examiner's attention the enclosed search report from corresponding International Application No. PCT/US03/23921, dated February 19, 2004.

## PART III: Remarks

Documents cited anywhere in the Information Disclosure Statement are enclosed unless otherwise indicated. It is respectfully requested that:

- 1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
- 2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
- 3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Serial No.: 10/629,349 - 3 - Art Unit: Not yet assigned

Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted, Korane, et al., Applicants

 $\mathbf{R}\mathbf{v}$ 

Stephen R. Finch, Reg. No. 42,534 Randy J. Fritzker, Reg No. 35,986 Wolf, Greenfield & Sacks, P.C.

600 Atlantic Avenue

Boston, Massachusetts 02210-2211

Telephone: (617) 720-3500

Docket No. T0520.70001US00

Date: 05/3/04

**XNDDX** 

MAY 1 0 2004				
FORM PTO-1449/A 2 d B (Modified)	APPLICATION NO.: 10/629,349		ATTY. DOCKET NO.: T0520.70001US00	
INFORMATION DESCRIPTION OF THE PROPERTY OF THE	FILING DATE:	July 28, 2003	CONFIRMATION NO.: 6347	
STATEMENT BY APPLICANT	APPLICANT:	Korane, et al.		
Sheet 1 of 1	GROUP ART UNIT:	Not yet assigned	EXAMINER: Not yet assigned	

#### U.S. PATENT DOCUMENTS

Examiner's Cite		U.S. Patent Document		Name of Patentee or Applicant of Cited	Date of Publication or of issue	
Initials	No.	Number	Kind Code	Document	of Cited Document MM-DD-YYYY	
		2003/0008095	A1	Meccia	01-09-2003	
		4,929,110		Berg et al.	05-29-1990	
		5,010,671		Stonehouse	04-30-1991	
•		5,024,898		Pitts et al.	06-18-1991	
-		5,037,702		Pitts et al.	08-06-1991	
•		5,874,144		Kumar et al.	02-23-1999	
		6,248,414	B1	Donahue	06-19-2001	
		6,251,500	B1	Varga et al.	06-26-2001	
<u> </u>		6,265,074	B1	Shah et al.	07-24-2001	

#### FOREIGN PATENT DOCUMENTS

Examiner's Cite	Foreign Patent Document			Name of Patentee or Applicant of Cited	Date of Publication of	Translation	
Initials	No.	Office/ Country	Number	Kind Code	Document (not necessary)	Cited Document MM-DD-YYYY	(Y/N)
		wo	01/43961	A1	Avery Dennison Corporation	06.21.2001	
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#### OTHER ART — NON PATENT LITERATURE DOCUMENTS

Examiner's Initials	Cite No	Include name of the author (in CAPITAL LETTERS) title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, relevant page(s), volume-issue number(s), publisher, city and/or country where published.	Translation (Y/N)	
		International Search Report of International Application No. PCT/US03/23931, dated February 19, 2004		

EXAMINER	DATE CONSIDERED

#EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>\*</sup>a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. \_\_\_, filed \_\_\_, and relied upon for an earlier filing date under 35 U.S.C. 120 (continuation, continuation-in-part, and divisional applications).